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lengthens out yet economizes all three. It is a demonstrated public utility—as indispensable as the telephone the typewriter or the sewing machine. It fits into the every day requirements of the business and professional man. It takes the "waits" out of life.

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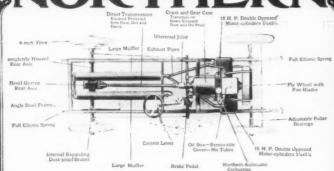
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The Power of this Runabout

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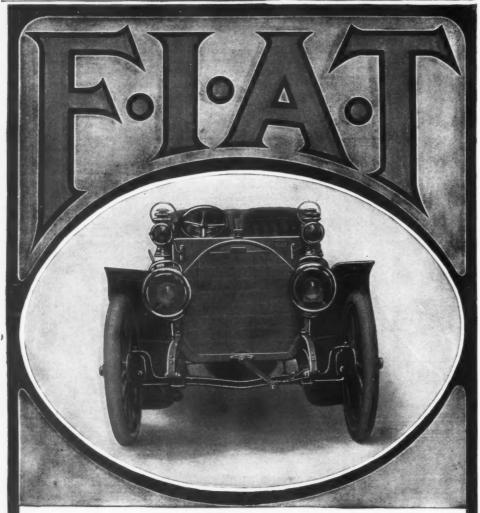
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Busy marts, high mountains, lake and inland sections and the entire sea coast were all linked by the great steam railroad. Climatic conditions have not changed, nothing new, except the opportunity to get there, and what additional charms hotel men and landscape artists have added.

Summer is the vacation season, New England the vacation land, and the Boston & Maine Railroad the vacation road. You don't know New England unless you know her resorts; and the Boston & Maine General Passenger Department, Boston, has just published a beautiful book of 90 pages telling all about New England resorts, how to get there, where to stop and what it costs. Send your address, the book is free for the asking.

To a Bon Vivant.

OH, rich autumnal tinting of his nose, What radiant, rosy-tinted dreams you bring Of vine-clad slopes and autumn vintaging, And ripe grape fragrance, sweeter than the rose! Dreams of old pagan days, when Bacchus goes All garlanded with vines, or lolls to sing, And, singing, slumbers, till long shadows fling Their cool arms eastward and the stars unclose.

What tall, moist beakers have you lingered in-Pagan proboscis of the sunset tip! But beer cools not while fancy's fingers spin A frail glass stem, and each remembered sip Warms you with blushes for some olden sin, You beacon-light of too-good-fellowship! -Margaret Lee Ashley in Smart Set.

Enterprise.

JISITOR: What! A dollar for a ride in your old wagon? FARMER: Yep, this is seein' Podunk.-New

York Sun.

A Pleasing Precaution.

STRANGER: Say doctor, can you pull my aching tooth?

Doctor: Certainly. (To his wife) Say, Mathilda, just shut the windows. - Meggendorfer Blätter.

AN you imagine anything meaner or more disturbing than to have your rod "go back" on you in the woods, miles away from headquarters? With a Divine rod you run no chance of such a fiasco. They're simply perfection.
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A Poser.

RICHARD JORDAN, the famous Scottish checker player, was praising America:

"I will even praise," said Mr. Jordan, "the independence of the American waiter. In Europe the waiter is obsequious, not out of any real respect for you; but because, without this hypocritical humility and veneration, he would starve to death. Here in America there is no need for any strong man to starve to death, and the waiter need not be an obsequious and fawning hypocrite.'

Mr. Jordan smiled.

"I meet the most peculiar waiters," he said. 'The other day I said to one:

"'Waiter, is this a pork chop or a mutton chop?'

"'Can't you tell by the taste?' the waiter asked.

"'No,' I answered.

"'Well, then,' said the waiter, 'what difference does it make which it is?" "-Harlequin.



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We charge ordinary business advance on wholesale cost—much less than the usual "fancy" prices. Your money back if you want it, too.

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AUTO SUPPLIES

Local Gotham Notes.

MARIE CAHILL Mondayed in our midst.
George Tarbell Broadwayed yesterday.
Moving was the order of the day Monday.
August Belmont was to the race track
Thursday.

The Vanderbilts are getting in coal for next winter.

Ed Dunne of Chicago writes that he is quite busy.

The smiling face of Frank Daniels is in our midst.

Hank Frick shook hands with Jim Alexander one day last week.

Your scribe nearly lost 50c, on the races Thursday, but was unable to place the money. Several visitors in our city, and all are unan-

imous in pronouncing it a thriving little burg.
A lady from Yonkers left us 1 dozen fresh eggs yesterday. We take this way of expressing our thanks. Come again.

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T. Roosevelt has been accorded the honor of a membership in the Denver Press club. Welcome to journalism, we editors say.—New York Evening Mail.

THE cleverest invention in the art of gun manufacture is the Hunter One-trigger on a Smith Hammerless Shotgun. An absolutely perfect mechanism which will fire the heart of an experienced sportsman. Guaranteed not to "balk" or to "double," Send for illustrated catalogue. Hunter Arms Co., Fulton, N. Y.

Reply to an Inquiry.

TWO passenger trains near Shelbina passed each other on a double track running fifty miles an hour each. It was a flash of headlights, a rush and swirl of atmosphere and a vanish of tail lights. A reporter who was riding in the cab of one engine leaned over and said to the grizzled engineer: "Say, Ward, where'd we been if that headlight had been on this track?"

"That depends on how you've lived," growled the man at the throttle.—Kansas City Star.

A Pertinent Question.

SENATOR BEVERIDGE was describing a precocious little girl,

"She showed her precocity the other day," he said, "by a question that she asked me. I had said to her in the course of an examination in mental arithmetic:

"How old would a person be who was born in 1861.2"

"She smiled and asked:

"Was the person a man or a woman?" "-

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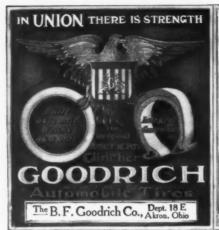
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the Goodrich Method of building tires, is responsible for Goodrich Success. You will find Goodrich Tires on most of the racing cars and GOOGIGE I I'ves on most of the racing cars and on many of the best cars of all classes—they belong there—they are the most powerfully constructed tires in the world, and cost less (mileage considered) than any other tires, Specify Goodrich Tires, Integral Construction, for your car and you will get the best the world affords.

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Beatitudes.

1. Blessed is he whose inspired enthusiasm unleasheth not the irrepressible adjective.

2. Blessed is the new writer, whose freshness of idea and expression increaseth the vogue of the magazine.

3. Blessed is the timely writer, for his work receiveth an "unearned increment" of value from the fad of the season.

4. Blessed is he who accurately gaugeth the acquirements of the reading public, for through him, the editorial pocket bulgeth with plenty.

5. Blessed is he who writeth not "words that burn and thoughts that breathe" in unseemly and hieroglyphic chirography, but calleth in the assistance of the stenographer; for he shall pursue the paths of peace and the ways of pleasantness, and his manuscript will not have their chances of acceptance discounted by illegibility and untidiness.

6. Blessed is he who hopeth much, striveth more and persisteth most, for to him are given the keys of success .- J. Forsyth Smith in The Editor.

TOILET POWDER.

THERE is no toilet article in the selection of which greater care should be used than a toilet powder. Mennen's Toilet Powder is a trade-marked article, which has for years been recognized by physicians as the best preparation made. For your protection, Mennen's face (the trademark of the Mennen Co.) is on the cover of every box of the genuine. All first-class dealers carry it, and will supply it if you insist. The fact that over 11,000,000 boxes were sold during 1904 is evidence of the continuing public approval of Mennen's.

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"My congratulations, sir. You have now become the heroes of the day. But do not forget that you have learned what you know from the Germans."

To this the diplomat replied: "Your Majesty, we shall never forget that we have learned everything from the Germans-except to fear the Russians."-New York Sun.

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Surgeons' Hall,

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IN this latest number of The Four-Track Series the pictures tell the story. There are only a few lines of descriptive matter, and twenty-nine of the most exquisite and interesting half-tones of charming scenes "where health and pleasure wait."

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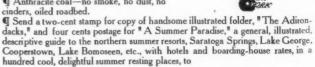
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LIFE



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Husband: DO YOU REALLY NEED A NEW HAT?

Wife: I ALWAYS NEED A NEW HAT.

"THEN WHAT'S THE USE OF GETTING THIS ONE ?"

He Had a Good Reason.



orge,

NODD: Come out with me and take a ride in my auto.

Todd: How long have you had it?

"Just got it."

"Had any experience with them?"

" No."

"Going to run it yourself?"

"I am."

"Can you mend a punctured tire?"

"No, sir."

"Wouldn't know the first thing to

"Not the first thing."

"Have you studied, read, or been given any advice?"

"No, sir-I tell you I don't know the first thing."

"How far do you want to go?"

 $^{\prime\prime}$ Just as far as the thing will go. $^{\prime\prime}$

"All right. I'll go with you."

"What! Why, I didn't dream you'd accept my invitation."

"Why not?"

"Why, I didn't suppose you'd care to go out in an auto with a man who doesn't know anything about it."

"Nonsense! You're just the man."

"How's that?"

"Simply because, old chap, that if we break down, we'll drop the old machine and get home by trolley, train or carriage. But if you thought you knew the first thing about it, you'd spend the rest of the day trying to fix it up, while I'd have to stay with you and suffer as a matter of courtesy."

· LIFE ·



" While there is Life there's Hope."

VOL. XLV. JUNE 15, 1905. No. 1181

17 WEST THIRTY-FIRST STREET, NEW YORK.



A^N amateur is one who plays games exclusively for fun. A professional is one who plays in part, at least, for money or

considerations which have a money value. It is desired, for excellent reasons, to limit participation in college sports to amateurs. This, as shown by Mr. Needham's articles in Mc-Clure's Magazine, has proved, in practice, to be very difficult. Why? Because in our educational institutions young fellows abound who have been unable to provide themselves with parents who can support them comfortably at school and college. These lads have to do something for their own maintenance. Some of them are excellent athletes - baseball-players, football-players, oarsmen and the like. Their skill is marketable. They can hire out in the summer to play baseball at summer resorts, especially if they come as college-players, since collegestudents generally pass for gentlemen. There is no sound moral reason why a collegian should not help himself along by playing ball in summer for hire, provided he does it openly. But he cannot do it openly, and still hold his status as an amateur. And there is ample moral objection to his doing it secretly, and trying to hold on by equivocation, evasion, lying or concealment to a standing that he has forfeited.

The whole effort, then, to keep professionalism out of college sports is an effort to constrain men who pass for gentlemen to behave like gentlemen. If such men have not the basic characteristics of gentlemen, the effort is bound to be severe. If they are not honorable, scrupulous, truthful, they will often fool the inspectors who pass on their qualifications. If they are not men of sensitive integrity, they will vield to solicitations to go to this college or that, and receive secret compensation in one form or another for athletic services. It is hard work to make men-be they players, managers, trainers or what-live up to the gentleman's standard, unless they respect that standard, are bred in it, and will adhere to it, not merely by agreement but by instinct.





THE gentleman's standard was developed in the first place by men who did not have to work for a living, but lived on what they had, and were supposed to be able to shape their conduct without regard to money considerations. In older times people who sold their services for hire-lawyers, doctors, newspaper writers and the like - did not rank as gentlemen. Byron, for example, would not take money from his publisher. In our time and country those details of fastidiousness have long been outlawed. Not the largest fee now disturbs a lawver's or a doctor's claim to be rated a gentleman, provided it was honestly earned or decorously extorted. But in athletics the old artificial standard still obtains. There is a feeling that though a man may work for money, or gamble for it, without prejudice to his social standing, he may not sell his skill in sports, and still retain his status as a gentleman, and continue to compete with gentlemen in gentlemen's games.

So long as the college games were of restricted interest, and brought in no revenue and were almost altogether played by lads who, "gentleman"-like, did not have to support themselves and had leisure to play, this question of amateur standing made no particular trouble. But with the increasing publicity and importance of the games, their awful progress in revenue-earning capacity, the momentous growth in their tax upon the time and energies of

the players, and the aggravated solicitude about winning, has come this searching out for husky, hard-working youths to play in them, and this feeling on the part of some of the youths thus employed, that the laborer, whose efforts contribute to the acquisition of big sums of gate money, is worthy of his hire. And so the commercial standard, which governs the great world of business and most of the practical concerns of life, keeps elbowing its way into college sports and trying to drive the gentleman's standard out

The remedy? The remedies in use seem well devised and as efficacious as could be expected. The trouble is not that the remedies are not good, but that the disease is so bad. The trouble is a trouble of the same sort as the trouble with the trusts, and railroads and insurance companies. They have all grown so big and strong that they have outgrown the restraints that used to hold them. The chief trouble with college athletics is that its pickings are too rich, its gate moneys too important, its surpluses too big. Another trouble is that the proportion of college men who are used to applying the gentleman's standard to anything is not so overwhelming that its application to sport is a simple matter. Too many collegians, being unfamiliar with it, fail to see its point. It doesn't go in the business world. Why should it go in athletics? They don't see. Who can blame them?

But if anyone wants a nice new impracticable remedy for college professionalism that will be greeted with hootings and execrations, try this: Exclude from intercollegiate contests all youths that cannot show a decent minimum of income from disclosed sources. You have an old-fashioned gentleman's standard for sport. Exact from contestants-since it seems to be necessary-that they shall qualify technically, on the old-fashioned basis, as "gentlemen." That will help to relieve the college proletariat from temptation to earn money as it shouldn't, and may modify the interest of the public in the games.

And if that doesn't work a cure, abolish gate money. Professionalism lives on gate money, and without gate money it is bound to perish.



FAMOUS MEN OF THE HOUR.

CHARLES ROBINSON JONES, AUTHOR OF "THE SCREEN DOOR," WHOSE ENORMOUS SALES SHOW IT TO BE the LITERARY WORK OF THE YEAR. WE ARE ABLE TO SHOW A FEW CASUAL PICTURES OF MR. JONES IN HIS HOME LIFE.

· LIFE ·

Our Fresh-Air Fund.

OUR farm at Branchville, Conn., is all ready for its summer visitors. Mr. and Mrs Mohr have made every preparation for the regiments of children soon to invade the house and barn, the fields, the orchard and the brook

	0
Palmer	107.25
P. Luce, Helen Porter and Lillian	
Fries, Noeline Haskins, Margaret	
Fair given by Jeanette Blake Gladys K.	
Mrs. Clarence Mackay	50 00
S. H., Va	25 00
H. F. & A	5.00
M. S C	4.62
Parsons and Veronica Frazier	83 00
son, Mazie D. Brinkerhof, Lebrum	
Fair given by Elizabeth Remsen Thomp-	
H. D. Kountze	10.00
Eugene Bogert	10.00
A Friend	20,00
A Friend	1,00
A Californian	10.00
Friends	7.00
Thomas Smidt	5.00
Cricket Club, Cambridge	11.55
F. A. Snow	25.00
Balance on hand at close of season of 1904. \$:	1,437.91
neigh the oremand and me areas	

The S. P. C. A.—A Case in Point.

DEAR LIFE: As a subscriber to your paper, I have read about the inefficiency of the so-called Society for the Prevention of Cruelty to Animals. I should not, however, have believed the following possible, had it not been my experience yesterday:

While walking east through Twenty-sixth Street, I noticed a stray dog on the grass in Madison Square, writhing in pain and making frantic efforts to run away, which he was prevented from doing, either by a fit or partial paralysis. I hastened to the uniformed officer of the Society, whom I pass daily at the corner of Madison Avenue and Twenty-sixth Street,





LITTLE GLIMPSES OF MARRIED LIFE. SHOULD OLD ACQUAINTANCE BE FORGOT?

and have looked upon as the friend of suffering animals, and said: "There's a dog over there among those children, which seems to have a fit. You would better see about it." His reply was: "How do you suppose I can prevent a dog from having a fit? I am not a veterinary." Said I, "Do you mean to say that it is not in your line of business to do anything about it?" Said he, "No, it isn't."

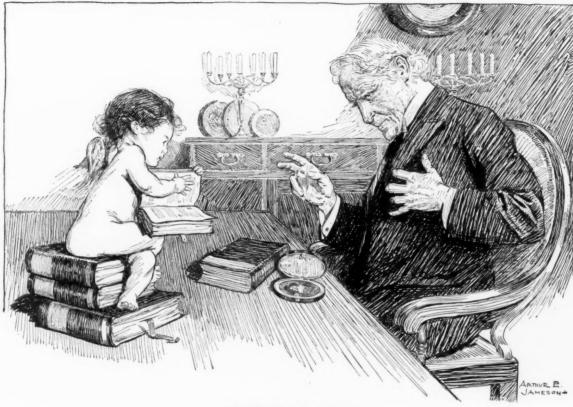
I hastened inside the building; told the story to two clerks. After a pause, in which they sauntered to the window to see if the dog could be seen, one came back and said, " Name and address, please." Said I, "If you will go and see about the dog, I will be writing my name and address." Said he, with deliberation, "Well, we have to have this for the record." Said the other one, "Why didn't you tell that story to the officer outside?"

By this time, I was somewhat hot. I related what had passed outside. Said he, with a leisurely grin, "Oh, yes, I believe that man is only there to see about horses." The other clerk, who had been, I presume, carefully copying my name and address, and perhaps writing some account of the thing in his book, finally said the matter would be attended to.

I greatly regret that the absolute necessity of catching a train forced me to hurry away without seeing the thing through; but the above facts form, to my mind, an example of gross inefficiency.

I shall be glad for you to do whatever you choose with this letter, which may help to set the wrong right.

Very truly yours. Alfred Busselle. NEW YORK, May 25, 1905.



THE STORY OF AN UNTOLD LOVE.

Sonnets of Schooldays.

SONNET OF THE LOVABLE LASS AND THE PLETHORIC DAD,

SHEE sez shee neavur neavur luvd befoar shee saw me passen bi hur paws frunt dore wenn shee wuz hangen on thee gait ann i Lookt foolish att hur wenn ime goen bi.
Uv korse sheed hadd sum boze butt nun thatt

hur hart down too itts deppths until shee hurd me wissel ann shee saw mi fais. Ann wenn shee furst saw mee sheed neavur luv agen shee sedd shee noo. ann iff i shunnd hur eye sheed be a nunn ann bidd thee wurld good bi.

How swete itt is wenn munnys on thee throan uv life to bee luvd fore ureself aloan Ann no thatt u have gott thee powr to stur a woomans hart wenn u jusst look att hur, ann o itts sweeter still iff u kan no hur paw has gott jusst oshuns uv thee doe Ann u jusst hav to furnish luv ann hee wil furnish munny fore boath u ann shee, i wood nott kair iff shee wuz poor butt o itts dubley swete too no sheez gott thee doe.

i wood nott hezzetait iff shee wuz poor
Too marrie hur. togeathur weed endoor
wottever forchun sennt with rite good will
butt sins sheeze rich itts awl thee bettur stil.
ide luv hur in a cottidge jusst thee saim
fore luv is such a holey sakerud flaim
thatt burns like tindur wenn u strike a lite
butt still itt burns moar gloarious ann brite
wenn shee has lotts uv munny ann hur paw
with menny thowsunds is ure fawthernlaw.

7. W. Foley.

Jolt.

PATRIOTS, which is to say, the bulk of us, read with a glow of satisfaction about the new inkstand which is getting itself provided for the desk of our Vice-President, but with what a rude shock are we not jolted when we come at last to these words:

"The limit of cost of the souvenir is five hundred dollars."

There is a painfully inadequate sense of fitness somewhere in Washington.

The idea of paying four or five millions of dollars for a battleship, which we shall never use, and only a meagre five hundred for the inkstand into which the pen of statesmanship is constantly being dipped, to the glory of the republic and the profit of humanity, is not less than preposterous.

Disturbing doubts crowd thick and fast. If the inkstands cost but five hundred, what, in the name of decency, is the cost of the cuspidors? Is all utility to be robbed of its proper distinction by an extravagant and meretricious exaltation of gewgaws?

As Usual.

FIRST AUTHOR: Have you sold many copies of your book?

SECOND AUTHOR (absently): Wonderful. Over a hundred thousand.

- "When was it issued?"
- "Next Tuesday."



Miss Snake: DE-ELIGHTED TO MEET YOU.
Mr. Bunny: CHARMED, I'M SURE.

Wagner in Kansas.

"If 'Parsifal' failed to make much of a hit in Kansas, it can doubtless be attributed to the fact that it interfered with the milking and other evening chores."—The Topeka Capital.

THIS is not the first time the catholicity of Wagner's message has been impugned. What does it signify?

Chores, in the final analysis, are materialistic. But is even this the last word? In Boston, where the finer things are an obsession, and

where not one family in five, at least downtown, keeps a cow, "Parsifal" was likewise but coldly received.

There was once an old woman who, in justification of her uncompromising refusal to partake of the foods most approved of by authority, declared that she druther eat what she druther. Possibly the people of Kansas, not to venture any surmise as to the people of Boston, find it more fun to be candid than to be obsequious.

A Strong Arm.

"HOW long did the hero hang over the edge of the precipice before he was rescued?"

"Two hours."

"Was he all right when rescued?"

"Oh, yes. Said it wasn't much worse than a ride to Harlem."

· LIFE ·

The Perfect Day.

PICTURE the poor devil's consternation at finding, on his next visit to New York, that the place had forgotten him. On every hand he saw Raines law sandwiches being eaten in good faith, policemen shuddering at the offer of bribes, and all the best offices filled by agents of the Parkhurst Society. Vastly cast down, he winged his way heavily back to hell.

As he swept over the brimstone lake, his eye was arrested by an unwonted glint. With a dismal fear gripping at his heart, he stooped and touched the surface.

"Ice!" he said, and burst into tears.

An Estimate.

"PAPA, how far is it from Albany to Washington?"

"Never less than four years."

The Autocrat.

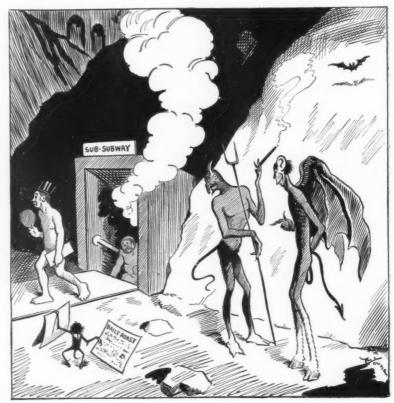
O TEACHER, what's an Autocrat?
A hated personage, my child,
Who drives an auto through the wild
Defenceless Proletariat,

And who's the Proletariat?
The luckless masses, who would like,
With bricks, the Autocrat to strike,
Or rope him with a lariat;

Yet—mark you this: when one of that Indignant throng amasses pelf, He buys an auto-car himself, And is, thenceforth, an Autocrat.

F. D.

EVERY boy should reflect that he has only four limbs, two eyes, and one life, that July 4 comes every year and lasts about three weeks, and govern himself accordingly.



SNAP SHOTS IN HADES.

"THAT'S THE PROPRIETOR OF OUR NEW SUBWAY."

"WHAT'S HIS PUNISHMENT?"

"HAS TO REPORT TO THE OLD BOY EVERY DAY AND LISTEN TO LECTURES ON THE VALUE OF



A Successful Operation.

THE patient dies,
His widow cries,
His children join the crowd distressful;
But science saith,
Despite the death,
The operation's most successful.

The loss of life
Beneath the knife
Spoils not the doctor's reputation;
Whate'er befalls,
The case he calls
A most successful operation.
D. A. McCarthy.

Togs and Trouble.

GENERAL MILES proposing to attire the Massachusetts troops in the old Continental uniform, not omitting the knee-breeches, naturally encounters obstacles. Almost at once, the Irish Ninth are crying out that small-clothes smack of monarchical servility, but the real crux lurks in the fact of the Ancient and Honorable Artillery having already quite as many uniforms as they can change into, in the face of

an alert and aggressive enemy, without impairing their military efficiency.

It has been suggested, as an expedient likely to serve the chief purpose of the contemplated innovation, while avoiding all its difficulties, that there be passed a special act of the General Court, authorizing General Miles to have his picture taken dressed up like George Washington.

Always the Same.

BILDER'S wife has a very even disposition, hasn't she?"
"Very. Her irritability never varies."

Natural Delay.

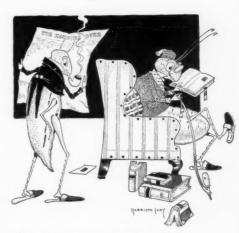
THE MANAGER: This manuscript is all very well, of course; good plot and construction, and all that sort of thing. But I don't see any star part.

Ambitious Playwright: Oh, that's all right. I thought I'd better not write that in till I knew who was likely to be the star.

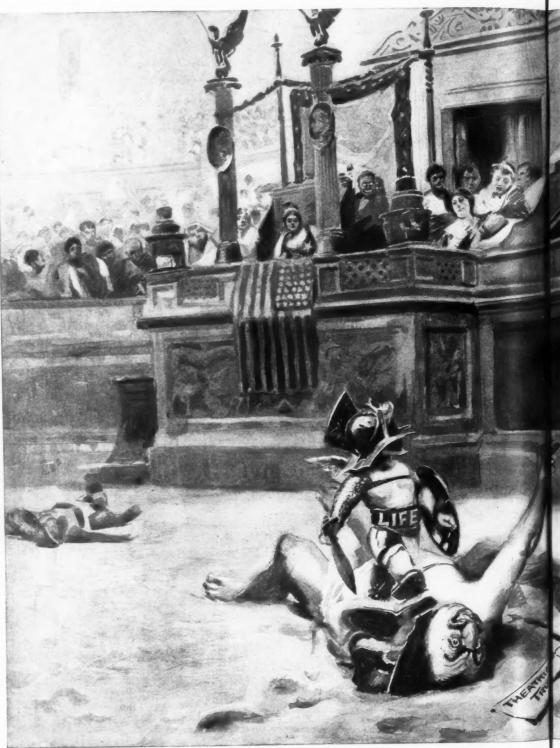
Faded.

"POOR Grigsby is only the ghost of his former self." "That so? What ails him?"

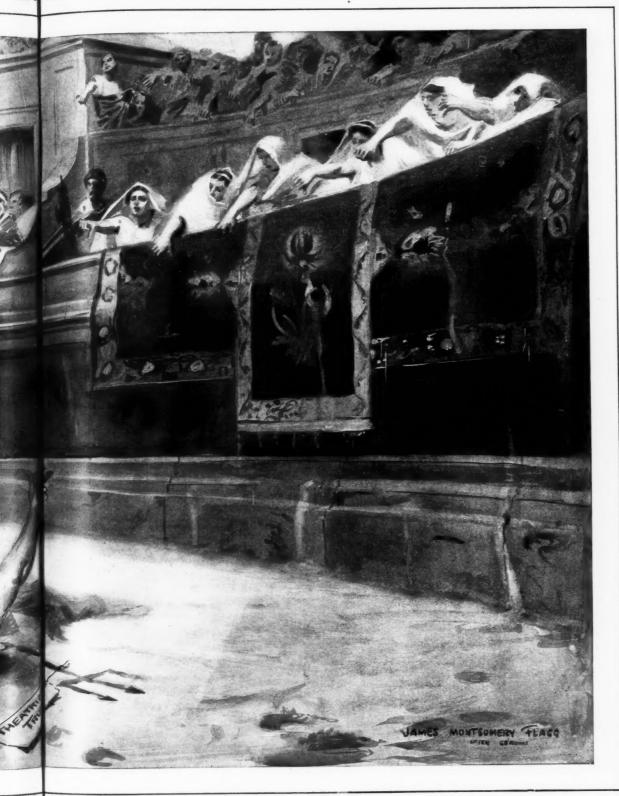
"He's been dead a week."



"I SEE BY THE PAPER THEY EXPELLED DEACON BUG FOR HUMMING IN CHURCH."



After Gérome.



· LIFE ·

Held for Trial.



LIFE'S readers are familiar with the occurrences in its contest with the Theatrical Trust. Beginning with LIFE's publication of its famous cartoon on the Iroquois fire, then the suit of Messrs.

Klaw and Erlanger claiming that the publication injured their reputation to the extent of \$100,000; the verdict of the jury establishing that this estimate was \$100,000 too high: the action of Messrs. Klaw and Erlanger's Managers' Association excluding Life's representative from the theatres under their control, and, finally, the inquiry instituted by the District Attorney to determine whether by this last action the managers were presumably guilty of a crime. If found guilty, each of them will be subject to a fine of five hundred dollars, or imprisonment for one year, or both.

This inquiry, begun in January, was determined on the thirty-first of May. On that date Magistrate Pool decided that the following managers should be held for trial on the presumption that they were guilty of the crime of conspiracy:

ABRAHAM L. ERLANGER, MARC KLAW, DANIEL FROHMAN, ALF HAYMAN, OSCAR HAMMERSTEIN, E S. STAIR. HENRY B. HARRIS, HEINRICH CONRIED, FRANK MCKEE, A. L. BRADEN. AL. L. LICHTENSTEIN. JOSEPH K. BROOKS, W. F. KEOGH, LEO TELLER. W. C. WATSON, JAMES H. CURTIN, GEORGE KRAUS, W. C. JORDAN, MARTIN DICKSON. J. W. ROSENQUEST, PERCY WILLIAMS, ANTONIO PASTOR. JOSEPH L. SPRINGER. CHARLES M. BURNHAM.

THE case for the people of the State of New York was prepared, the witnesses examined and a comprehensive brief submitted by Assistant District Attorney Paul Krotel. The defendants were represented by an expensive array of counsel, who also submitted briefs. On the evidence, and in spite of all the political and other influence at the command of the defendants, Magistrate Joseph Pool decided against them, and handed down an elaborate and carefully prepared opinion which is calculated to sweep away some legal cobwebs which have gathered on the relations existing between the owners of theatres and their patrons.

A false issue was raised by the defence calculated to befog the judicial mind. In this case there was nothing to consider but the definite charge that the managers had conspired to use their property in such a way as to prevent Life's critic from pursuing his lawful calling. This artfully contrived false issue was that each manager was only doing what he had a right to do when he refused admission to the writer. Judge Pool disposed of that contention in this sentence:

This right or privilege is limited or abridged whenever the exercise of that privilege or right prevents another from exercising his lawful rights.

Another false issue, dragged into the case and in no wise pertinent to the charge of criminal conspiracy, was the citation of the case on which theatrical managers rely to exclude any person from their premises on no other ground than their own caprice. In decid-

ing that case, one of the judges of the higher courts lugged into his opinion the statement that a theatre ticket was a personal license revocable at the will of the person who issued it. This statement of the judge was a purely gratuitous one, but it has ever since been used by theatrical managers as a club over the public, and is the basis of the fol-de-rol which theatrical managers print in fine type on the back of their tickets. Of this statement, Judge Pool, in his opinion in the present case, says:

It is obiter dictum, expressing an opinion outside of the actual facts in the case on which the court gave his decision, and is not binding on a lower court. It is held that it is the duty of the lower court to disregard such expressions of opinion.

Notwithstanding these efforts at confusion the real issue in the case did not escape Magistrate Pool's mind, as will be shown by the concluding paragraph of his decision:



ASSISTANT DISTRICT ATTORNEY PAUL KROTEL, WHO CONDUCTED THE CASE AGAINST THE MANAGERS,

From the testimony in this case and the law as we understand it, I conclude, and it appears to me by the depositions, statements and testimony in this case, that the crime complained of charged in the complaint has been committed, and there is sufficient cause to believe the within-named defendants are guilty thereof.

FROM this it will be seen that only one thing is to be determined in this proceeding. Did these men combine (or conspire) to prevent Life's critic from pursuing his lawful calling? It doesn't make any difference what means they adopted. There is no question of whether they were legal or illegal. There is no question in this criminal proceeding of whether a theatre is or is not a public place. Nor is there any question of whether a theatre ticket is or is not a personal license. Those questions will be thrashed out in the civil courts. The only question now before the courts of the State of New York is, Did the defendants agree on a course of action which would result in preventing a citizen from pursuing a means of livelihood lawful in itself?

FROM the list of those present at the meeting when the conspiracy was hatched, Judge Pool has eliminated the names of the late Sam S. Shubert and E. G. Gilmore. Mr. Shubert, it will be recalled, lost his life in the recent accident on the Pennsylvania Railroad at Harrisburg. It is only fair to the memory of Mr. Shubert to say that while he was present at the managers' meeting, it is within the writer's knowledge that he was very far from being in sympathy with its action. Mr. Shubert was a man of enlightened intelligence and of kindly, generous instincts. It is a testimony to the despotism which controls the Theatrical Trust that he was practically compelled to give silent acquiescence in a course of action which was repugnant to his good sense and his good disposition.

Mr. E. G. Gilmore, who is also made exempt from prosecution, occupies a unique position in the theatrical world. He is the proprietor of the Academy of Music, and in the very face of the Theatrical Trust has maintained his right to manage his own theatre in his own way. He is about the last one surviving of the American managers of the old school. Although he was present at the meeting, he declined to vote on the proposition to drive Life's critic from his calling, and his Americanism is of a quality which has made him not afraid to express publicly his disapproval of the action of the conspirators. If courage of the kind possessed by Mr. Gilmore were more usual, the path of the Theatrical Trust and other Trusts in America would not be so easy.

THE immediate result of Judge Pool's decision will be that the defendants will be put under bail to appear for trial. Probably some one of them will decline to give bail and will be put under arrest. The lawyers for the conspirators will then secure a writ of habeas corpus and attempt to make it appear that no crime has been committed. If they are not successful in making a judge

believe that when twenty-four men agree among themselves to do a thing which will deprive another man of his means of livelihood, they will be sent into a criminal court to be tried for the crime just as any common criminal or law-breaker would be,

L IFE doffs his cap to Magistrate Pool, recognizing in him a judicial officer with an extraordinary amount of moral courage, and to Assistant District Attorney Krotel, appreciating that he has won a hard fight against very heavy odds.

Metcalfe.

From a Courageous New York Newspaper.

THE decision which Magistrate Pool has given in favor of the contention of Mr. James S. Metcalfe, the dramatic critic of Lije, that the various managers who pledged themselves to keep him out of their theatres have rendered themselves liable to a charge of criminal conspiracy, will be received with general satisfaction. Few persons take the trouble to read the conditions which are commonly printed upon the backs of theatre tickets, and fewer still pay any attention to them. On their face, these conditions put the purchaser wholly at the mercy of the lessee or proprietor of the house, depriving him even of the rights of contract which almost inevitably follow the exchange of money. No ordinary theatre-goer is ready to believe that the manager of an institution, which can only be opened by license of public officials and run under police regulations, is endowed with any power to exclude or eject anybody except for creating a nuisance or disturbance, and then only by ordinary process of law, that is to say, through a policeman. The pretence that a person may be through a policeman. The pretence that a person may be shut out peremptorily, at the whim of a single manager or a corporation, simply because he might afterwards express his dislike of the entertainment and its promoters is pre-The manager is not and cannot be a law unto himself. He has not the right of trial, conviction, and sentence. If he suffers wrong, he must, like other meaner mortals, go to the courts for his remedy. This is the common sense view of the matter. Whether Mr. Metcalfe wins or loses in the higher courts, he deserves the gratitude of the playgoing public for the fight he is making.—The New York Evening Post.





BOOKS in our little lives serve many ends between the time when they first lift ambitious youth to the level of the dinner table and the quiet days when, through double lenses, they draw sleep from the clouds. They are boosters of our imaginations, broadeners of our sympathies, bridges over time-gaps. They are mental reagents, precipitators of opinions, good comrades and quiet councilors. There are also others, but of these nil nisi bonum. And now the summer cometh when all men may read, and when boosters and broadeners and bridges and comrades, and even councilors, may come in handy. Life offers its readers a list of books from the past year's output, each of which may fit a mood and perhaps leave something behind it



BLOUNT OF BLECKENHOW. By Beulah Marie Dix. (The Macmillan Com-

THE DIVINE FIRE, By May Sinclair. (Henry Holt and Company,

THE INTERLOPER. By Violet Jacob. (Doubleday, Page and Company.)
THE MARRIAGE OF WILLIAM ASHE.

By Mrs. Humphry Ward. (Harper and Brothers.)

Nostromo. By Joseph Conrad. (Harper and Brothers.)

By Bettina Von Hutten. (Dodd, Mead and Company.)

THE QUEEN'S QUAIR. By Maurice Hewlett. (The Macmillan Company.) THE SON OF ROYAL LANGBRITH. By William Dean Howells. (Harper and

Brothers.) THE STORY OF SUSAN. Henry Dudeney. (Dodd, Mead and Company.)

TRANSGRESSION OF ANDREW VANE, By Guy Wetmore Carryl. (Henry Holt and Company.)

THE UNDERCURRENT. By Robert (Charles Scribner's Sons.)



LIGHTER READING. ALADDIN AND Co. By Herbert Quick.

ALADDIN AND CO. By Herbert Quick. (Henry Holt and Company.)

THE BETRAYAL. By E. Phillips Oppenheim. (Dodd, Mead and Company.)

CABBAGES AND KINGS. By O. Henry. (McClure, Phillips and Company.)

THE DIARY OF A MUSICIAN. By Dolores Marbourg Bacon. (Henry Holt and Company.)

and Company.)

ELLEN AND MR. MAN. By Gouverneur Morris. (The Century Company.)
THE FLIGHT OF A MOTH. By Emily Post. (Dodd, Mead and Company.) THE FLOWER OF YOUTH. By Ro

Rolfe Gilson. (Harper and Brothers.) FOUR ROADS TO PARADISE. By Maud Wilder Goodwin. (The Century Company.)

Freckles. By Gene Stratton Porter. (Doubleday, Page and Company.)
THE GRAFTERS. By Francis Lynde.

(The Bobbs-Merrill Company, Indianapolis.)

THE HAPPY AVERAGE. By Brand Vhitlock. (The Bobbs-Merrill Com-Whitlock. pany, Indianapolis.)

THE MASQUERADER. By Katherine Cecil Thurston. (Harper and Broth-

THE MOUNTAINS. By Stewart Edward White. (McClure, Phillips and

Company.) THE PLUM TREE, By David Graham Phillips. (The Bobbs-Merrill Company, Indianapolis.)

THE SILENT PLACES. By Stewart Edward White. (McClure, Phillips and

Company.)
The Soldier of the Valley. By Nelson Lloyd. (Charles Scribner's Sons.)

TILLIE THE MENNONITE MAID. Helen Reimensnyder Martin. (The Century Company.)

WHOSOEVER SHALL OFFEND, By F. Marion Crawford. (The Macmillan

A WOMAN'S WILL. By Anne War-(Little, Brown and Company, Boston.)



SHORT STORIES.

ATOMS OF EMPIRE. By J. C. Cutcliffe Hyne. (The Macmillan Com-

LITTLE CITIZENS. By Myra Kelly. (McClure, Phillips and Company.)
THE PENOBSCOT MAN. By Fannie

Hardy Eckstorm. (Houghton, Mif-Ain and Company.)

THE PICAROONS. By Gilett Burgess and Will Irwin. (McClure, Phillips and Company.)

THE SMOKE EATERS. By Harvey J. O'Higgins. (The Century Company.)
Tomasso's Fortune, By Henry Seton Merriman. (Charles Scribner's

TRAFFICS AND DISCOVERIES. By Rudyard Kipling. (Doubleday, Page and



ESSAYS, BIOGRAPHY AND CRITICISM.

THE AUTOBIOGRAPHY OF ANDREW D. WHITE. (The Century Company.)

CHATHAM. By Frederick Harrison. (The Macmillan Company.)

DE PROFUNDIS. By Oscar Wilde. (G. P. Putnam's Sons.)

THE DOUBLE GARDEN. By Maurice Maeterlinck. (Dodd, Mead and Com-

IMAGINARY OBLIGATIONS. By Frank Moore Colby. (Dodd, Mead and Com-

JAPAN, AN ATTEMPT AT INTERPRETA-TION. By Lafcadio Hearn. (The Macmillan Company.)

POVERTY. By Robert Hunter. (The Macmillan Company.)

RELIGION, A CRITICISM AND A FORE-CAST. By G. Lowes Dickinson. (Mc-Clure, Phillips and Company.)

THE WONDERS OF LIFE. By Ernst Haeckel. (Harper and Brothers.)

THE VEIL OF THE TEMPLE. By William H. Malloch. (G. P. J. B. K.

Pride.

HIS nose and throat were full of dust,
His eyes were running red.
"I suffer, but to-day I rode
Two hundred miles," he said.

A New Idea.

"WHAT are the suggestions for the day?"
The greatest philanthropist of the age turned anxiously to his private secretary.

"Remember," he said, half severely, "we must give away ten millions more before the week is over. I simply can't stand it to have money accumulate in this reckless manner. We must get rid of it."

The secretary did not immediately reply.

"I am afraid it's hopeless," said the great philanthropist. "The National Theatre says they can't take another cent. Every missionary society is black with cash. The old sailors are all smoking dollar cigars. Universities are storing bonds in barrels in their cellars. Speak, man, your face is lighting up. Have you an idea?"

"I have, indeed," said the private secretary. "Have no fear, all will be well. Here's a man who has given me a clue."

And with a glad smile of relief, the philanthropist read from some unknown correspondent as follows:

"Why not endow a good comfortable home for decrepit millionaires who have given away all their money?"

> WE have sufficient self-control to get along with our neighbors, but not enough to get along with our wives. We are able to be civil to those we meet only now and then, but we have not as yet acquired the finer strain which should make us able to be civil to those with whom we are constantly and intimately associated. In a word, we are only about half civilized.



A HEAVENLY HONEYMOON.



SUSPICIOUS

"Russell Sage has a perspicuous mind," said a New York broker. "He can see through nearly everything. I doubt if he was ever duped on an investment vet.

"They say that two promoters once called on Mr. Sage to try and interest him in a certain scheme of theirs. They talked to the great financier about an hour. Then they took their leave, having been told that Mr. Sage's decision would be mailed to them in a few days.

"'I believe we've got him,' said the first promoter hopefully on the way uptown.

"'I don't know,' rejoined the other. 'He seems very suspicious.'

"'Suspicious?' said the first. 'What makes you think he was suspicious?'

"'Didn't you notice,' was the reply, 'how he counted his fingers after I had shaken hands with him?' "-New Orleans States.

SUCH A PLAUSIBLE LIE.

"I admire a liar," said Morgan Robertson, the writer of sea-stories, "even when his prevarications strain my credulity. A friend of mine, who objects to efforts to pry into his personal affairs, recently limped into my workshop. 'What's the matter with your feet?' I asked, more to be polite than because I cared what was the trouble. Then he gained my everlasting admiration by a display of nerve and mendacity I never saw equaled. 'An eel stepped on it,' he said."—Detroit Journal.

A MARTYR

A friend tells of a recent visit a Senator made to church with one of his grandchildren. The little fellow tried several times to talk, but was always told he could not talk in church.

"Then, grandpa," he begged, "please take off my shoes and let me move my toes."—Lippincott's Magazine.

HE CERTAINLY DOES.

"It is a safe bet that Henpeck never gets the last word."

"Not so safe; he invariably gets the last word, but he never says it."—Houston Post.



AN ELEVATED TRAIN

A REASONABLE PROPOSITION.

Bumper: You owe me thirty thousand dollars, which you say you can't pay. Why don't you marry Miss Oldgirl; she's worth twice that amount.

Jumper: No, I can't do that; but you might marry her yourself and pay me the difference!—

Translated for "Tales" from Fliegende Blätter.

CALLING DOG BY TELEPHONE

"I left my dog accidentally at a friend's house yesterday," said a young girl. "My friend tried to get him to run after me, but he would not leave. He plainly held that I would soon return—that, since I had gone without him, I would come back inevitably for him, and he stuck to the room where I had parted from him, feeling that it was his duty to do so, "Finally my friend called me up on the tele-

"'Your dog won't go,' she said. 'He thinks you will be back, and we can't drive him out.'

"'Hold him up to the 'phone,' said I.

"She held him up.

"'Peter,' I said, 'come home, I am waiting at home for you. Come straight home, Peter, good little dog,' "Peter wagged his tail, wriggled down out of my friend's arms, and set off homeward like a flash of lightning."—Evening Bulletin.

JUVENILE LOGIC.

Little Ethel was learning to sew, and one day, after vainly trying to thread a needle, she asked: "Mamma, don't they call the hole in a needle an eve?"

"Yes, dear," replied her mother.

"Well," continued the little miss, "I'll bet this old needle is cross-eyed."—Cincinnati Enquirer.

AN UNCOACHED WITNESS

Mrs. Louisa Busch was convicted by a Supreme Court jury yesterday afternoon of the crime of practicing medicine without a license.

Part of Mrs. Busch's defense was the swearing of character witnesses. One of them was a Genesee street saloon keeper named Fribolin.

"Do you know the reputation of Mrs. Busch for truthfulness, honesty and uprightness?" asked Mr. Falk. The witness hesitated. "Do you know what the neighbors say about her?" asked Mr. Falk.

"Sure," readily responded the witness this time, "but I don't believe all I hear."

The jury was out but a short time.-Buffalo Express.

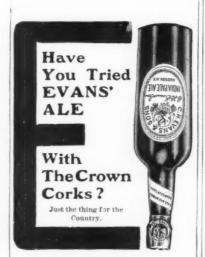
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Foxcroft Davis's Mrs. Darrell

"It seems to be a man's knowledge and experience and a man's method of narration, but it is a woman's love-story.

Miss Robins's A Dark Lantern

The Academy, London, seems to find in it "the influence and operation of love in the case of a woman more than ordinarily steady, sensible, and well-bred, when thrown into the society of a Real Man."

Robert Herrick's The Memoirs

of an American Citizen Human, alive and sincere, by far the best and most interesting novel yet written by the author of "The Common

Barbara's At the Sign of the Fox

is a novel of the same type as her delightful "The Garden of a Commuter's Wife," now in its eleventh edition.

John Heigh's The House of Cards

is described by the Evening Post as "the most successful of the recent attempts to put on paper the personality of the modern business buccaneer."

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Life has done well, therefore, to select from the mass of books issued during the past twelve months, a list of fifty for the guidance of its readers. We take pride in bringing this list to your attention (see page 712 of this issue), for out of the fifty books the following six (6) are published by us:

The Mountains The Silent Places Cabbages and Kings Religion, A Criticism and Forecast Little Citizens The Picaroons

This unsought tribute is the best possible recommendation for McClure books and the McClure policy.

But

There is one book on our list published too late to be included in Life's selection, that you should not fail to get for your summer reading. This is Booth Tarkington's new romantic novelette in the vein of "Monsieur Beaucaire,"

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This exquisite little romance, the scene of which is laid in Paris, Naples and Venice of to-day, is a thing of positive beauty. It is a very attractive book, too, in the making. Seven illustrations by Blendon Campbell. Cloth, 12mo, \$1.25.

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J. B. Kerfoot, present Literary Editor of Life) says: "A remarkable novel, rich in beauty and interest. . . . an almost lyric prose."

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"I'm composing a divorce march."-Translated for "Tales" from Meggendorfer Blätter.

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A French-speaking operative of the Pepperell Mill in Biddeford asked his overseer the other day if he could stay out for a few days. Being short of help, the overseer asked him if it was anything very particular that he wanted to stay out for, and he replied: "Yaasir, I'm goine' to git marrit un I'd lak be there, that all."—Kennebec Journal.

DRAWING A CROWD.

"Isn't this an unusually large crowd for a prayer meeting?" asked the visitor.

"It is," replied one of the regular attendants: "but the cashier of the Fifteenth National Bank was converted last week, and he promises to 'tell his experiences' to-night."-Omaha News.

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AN IDEA.

JOHNNY: Say, pa!

PA: Well?

"I wish you'd lick me as soft as you do the carpets ma gets you to beat."-New York Sun.

OKLAHOMA'S INVITATION

Go West, young man, and blow up with the country.-Hartford Times.

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"I made a speech at the banquet last night, and you didn't print a line of it."

"Well? What further proof did you want of our friendship?"-Philadelphia Press.

BEN: I hear that Jim has appendicitis as a result of the Senior Banquet.

Yes, he ate some oysters and forgot to take off the shells,-Cornell Widow.

AUTOMOBILIST: Yes, the testimony of the Jones Speedometer is accepted in court as better evidence than the stop watch carried by the bicycle cop.

KALLOW: Yes; I'm trying to raise a moustache, and I'm wondering what color it will be when it

Miss Peppery: Grey, I should say, at the rate it appears to be growing.-The Wasp.

"Your face certainly does seem familiar," said the indignant young maiden as she wiped a stolen kiss from off her ruby lips .- Cornell Widow.



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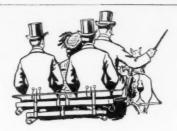
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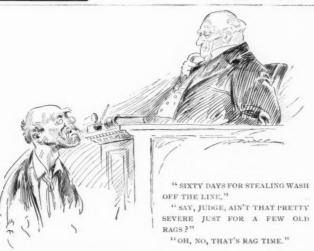
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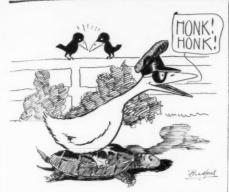
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"See here, you're not looking so good! Muscles flabby and wind bad-awful bad. What's the matter? Been drinking anything?" "Not a drop."

"Then you must be smoking."

"Haven't touched a pipe, cigar, or cigarette since the training began."

"Studying?"

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"Well, yes-a little."

Whereupon the coach gave vent to a snort of disgust. "See here! You've got to stop that! Do you want us to lose the game?" -Harper's Weekly.

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"Well, Mary, I shall not wait any longer, so you had better serve the dinner. It is very strange that none of my friends have arrived."

"Yes, sir," said Mary, "it is very strange, but there is something stranger still happened, for I've done nothing but turn Christy minstrels away from the door all the evening."-The Tatler.



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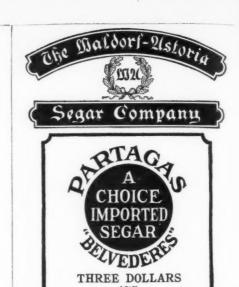
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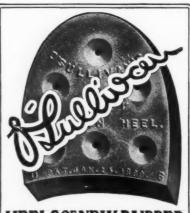
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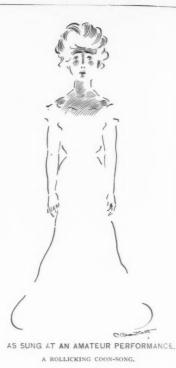
Send me your order for a trial hundred of the size and quality you prefer. Try the cigarets thoroughly, smoke the full hundred if you like. Then, if you do not like them, tell me and I will return your money. I do not ask the return of the cigarets. I prefer to take my chances of your giving them to some one who will like them and who will order more. Send an order now and get acquainted with real cigaret luxury.

Special to Dealers. — I am spending over \$1,000.00 a month in magazine advertising to introduce these goods, I want one first-class dealer in every town of importance as distributor. To such I can turn over a good business, established and growing. Write me.

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are so fashioned that they cannot injure the feet that wear them. when properly fitted. Some shoes are really

dangerous

because they do not conform to natural lines of normal feet but do conform to eccentric lines and oddities of shape that happen to be considered highly fashionable.

millions of the most intelligently made produces many

and it also produces

the most distinctly fashionable shoes that are in the market.

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Sorosis Stores

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Baltimore: 19 Lexington St., W.
Washington: 1213 F St.
Boston: 20 Temple Place & 176 Boylston St.
Clicago: 34 Washington St.
Cincinnati: 6 West Fourth St.
Detroit: Newcomb-Endicott Co.
San Francisco: 216 Post St., & 50 Third St.
Buffalo: H. A. Meldrum Co.
Philadelphia: 1314 Chestnut St.
Pittsburg: Penn Ave. & 5th St. & 214 6th St.

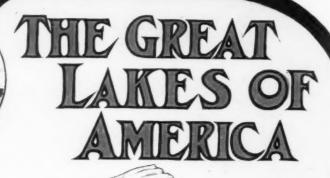


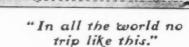
and Departments:

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Milwaukee: 93 Wisconsin St.
St. Paul: Field, Schlick & Co.
Denver: 626 16th St.
Hartford: 945 Main St.
Providence: The Shepard Co.
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